

AMENDMENT NO. \_\_\_\_

Calendar No. \_\_\_\_

Purpose: To require the Secretary of Transportation to improve emergency response requirements and procedures for runaway trains.

**IN THE SENATE OF THE UNITED STATES—108th Cong., 1st Sess.**

**S. 1402**

To authorize appropriations for activities under the Federal railroad safety laws for fiscal years 2004 through 2008, and for other purposes.

Referred to the Committee on \_\_\_\_\_  
and ordered to be printed

Ordered to lie on the table and to be printed

AMENDMENT intended to be proposed by Mrs. BOXER

Viz:

1       On page \_\_\_\_, between lines \_\_\_\_ and \_\_\_\_, insert

2 the following:

3 **SEC. . RUNAWAY TRAINS EMERGENCY RESPONSE.**

4       (a) NOTIFICATION PROCEDURES.—

5           (1) REGULATIONS.—The Secretary of Trans-  
6 portation shall prescribe regulations setting forth  
7 procedures for a railroad to immediately notify first  
8 responders in communities that lie in the path of a  
9 runaway train.

1           (2) TIME FOR ISSUANCE OF REGULATIONS.—

2           The Secretary shall issue the final regulations under  
3           this section not later than 120 days after the date  
4           of the enactment of this Act.

5           (3) DEFINITION.—In this section, the term  
6           “runaway train” means a locomotive, train, rail car,  
7           or other item of railroad equipment that, at a par-  
8           ticular moment in time, is rolling on tracks outside  
9           the operations limits of a railroad yard and is not  
10          under the control of the railroad.

11          (b) RESPONSE PROCEDURES.—Not later than 60  
12          days after the Secretary prescribes the regulations under  
13          subsection (a), each railroad shall submit to the Depart-  
14          ment of Transportation for the Secretary’s approval the  
15          procedures proposed by the railroad for providing the no-  
16          tice described in such subsection.

17          (c) REPORTING OF INCIDENTS REQUIRED.—The Sec-  
18          retary shall require railroads to report to the Department  
19          of Transportation each incident of a runaway train.